

# United States District Court

## EASTERN DISTRICT OF NORTH CAROLINA

EDDIE F. POWELL, <div style="text-align: right;">Plaintiff,</div> <div style="text-align: center;">v.</div> <hr style="width: 30%; margin-left: 0;"/> TOWN OF SHARPSBURG, <div style="text-align: right;">Defendant.             </div>	) ) ) ) ) ) ) ) )	<b>JUDGMENT IN A CIVIL CASE</b> <b>CASE NO. 4:06-CV-117-F</b>
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☐ **Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

☒ **Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED that the defendant's Motion to Dismiss or for Summary Judgment is ALLOWED; the plaintiff's Motion for Summary Judgment is DENIED; the plaintiff's Motion to Correct or to Clarify is ALLOWED as is plaintiff's Motion to Strike; the defendant's Motion to Strike or in the Alternative to Exclude is ALLOWED in part and their Motion to Strike or Motion to Exclude is ALLOWED. The Clerk of Court is DIRECTED to file the copy of the full condensed transcript of Plaintiff's deposition as a part of the record of this case and to close this case.

THE ABOVE JUDGMENT WAS ENTERED TODAY, **March 27, 2009**, AND A COPY MAILED VIA ELECTRONICALLY OR BY REGULAR MAIL TO:

Eddie Powell  
 1236 Planter Street  
 Rocky Mount, NC 27801

Allison Serafin  
 Ann Herlocker Smith  
 P.O. Box 27808  
 Raleigh, NC 27611-7808

March 27, 2009  
 Date

DENNIS P. IAVARONE  
 Clerk of Court

/s/ Susan K. Edwards

*Wilmington, North Carolina*

*(By) Deputy Clerk*